App F IX 4

Previous References 1946 (1) (Ml)

File No 24-46
Serial Nos 11, 12

Later References
ml 126 46 (47 48)

GENERAL AND REVENUE SECRETARIAT

Serial Nos 1200

Part B for

SUBJECT

Grant of a Vacant land situate between the Sri Jayawardenarama Pre-boarding Hostel. located at V.V. Road. Mysore —.

d 3.11.0 by G.A.

Chairman C/

Mysore 22

Informs that Municipal Council may be asked to forward the land by private negotiation.

C F 74]

6821

Routine Notes

WD 07111—GPB—50 000—29 7-44

[To be used only for notes, requisitions, etc , not intended for permanent record]

2257/37

Petition from Sri Sivarathri Rajeswara Swamigalu, Veera Gaddige Mutt, Sattur (Camp) Praying addressed to the Minister for Education and Public Health praying that the site behind the Sri Sivaratheeswara Hostel may be acquired by Govt and given to him for the extension of free boarding Hostel run by the said Mutt

1) Submitted with a Memo as the petition forwarding the same to the President Municipal Council, Sattur for report very early

AP 30/3 2) For orders of a report may be called for on the petition

Recd 30/3/44

3) Yes Early

L 10318 5-4-44

Sec A

(2 Pet)

N B — Should routine notes be written on small slips the notes must be copied or slips pasted on this form

C F 74]

Routine Notes

[To be used only for notes, requisitions, etc , not intended for permanent record]

N B — Should routine notes be written on small slips the notes must be copied or slips pasted on this form

8615.

From the Chairman, C.S.T. Board, Mysore

B 2-C-261-45-46 dated 27-5-46

States that the vacant land situated behind the Sri Sivavilasa Free Boarding Hostel, bears Municipal number 1127 valued at Rs 2- per Sq. Yard (the area being 880 Sq. Yards) and that it belongs to one Mr R Sundaram Iyer, and requests orders as to whether the above land may be acquired for the benefit of the Institution

2) It is seen from the above particulars that the cost of acquisition would come up to about Rs 1760- (excluding the Statutory allowance)

3) The Swamigalu of Veeravadeya Mutt have requested that the above site may be acquired by Govt and granted to them, as additional accommodation is required for the Hostel

4) The Chairman, Mysore City Improvement Trust Board has sought orders on the above request

Kindly refer to para 22 of the Improvement

15/6

5615/2

Trust Board Act, a copy of which
The Board may acquire land by agreement
or otherwise for the purposes authorized by
the Act whether the present proposal falls
under A provision of the Act requires to be examined.
9) Instructions also necessary in regard to any
precedents in this behalf
10) Off calling for the observations if
for appl received for 1516 Mb

11) Issue DD 15/6/

TYPING SECTION
17 JUNE 1946
SECTT.

To The Chairman, E-S-T Board, Mysore
L 1640-41 d 17-6-46
Calls for ~~further~~ further info

Sumpta

From the Chairman, E S T Board, Mysore
B-2-C-261/45-46 dated 1-7-46

Forwards the original memo, and states
that there are instances of free grant of Sites
by the Trust Board to such Educational
Institutions

by Sri Sivavalivi Rajendra Swamigalu of
Veevagaddige Mutt, have requested that the

Vacant land situated behind the Sri. Sivavilveswara Free Boarding Hostel, Vanivilasa Road Mysore, may be granted for increasing the accommodation in the said Hostel

13) A Plan of the area is enclosed - The vacant land bears Municipal No 1127 and belongs to one Mr R Sundaram Iyer it measures 880 Sqs Yards and is valued at Rs 2- per Square Yard

14) The Chairman, Mysore City Board has sought orders of Govt as to whether the vacant land in question may be acquired for the benefit of the Institution

15) It is also reported that there are instances of free grant of sites by the Trust Board to such Educational Institutions

16) Under Section 22 of the City of Mysore --

Improvement Act, 1903, the Trust Board has power to acquire land by agreement and under Section 25 (2) thereof it can sell and otherwise convey, with or without conditions any movable or immovable property vested in or acquired by them

17) The above powers of the Board are however subject to the provisions of Section 14 (1) of the Trust Board Act, which is attached below -

"The Board shall proceed to draw up detailed schemes — (hereinafter referred to as improvement schemes) for the improvement or expansion or both of the various parts of the city, on the basis of and with due regard to the orders passed or that may be hereafter passed by Government either on the recommendation of the Improvement Committee or otherwise

8615
-L

334/Laws

18) The proposal contained in para 14 supra is for orders

Rev seen
5/7/46

2nd 5/7

19) The land in question may be acquired for the benefit of the institution which is doing useful Educational work & deserves Encouragement.

OFFICE OF THE MINISTER FOR EDUCATION & P.H.
Date 10 7 46
No 324

Minister for Edn & P.H.) Laws 10/7

20) Does this come under the provisions of the Land Acquisition Act? Please Consult the Law section & whether there is any objection to this

Laws 19/7/46

21) In favour of opinion

Asst Secy Laws 23/7

Laws Secy) for 28/7/46

339/law

grant s land- Su Sumatran for Rosy Hotel
Ryan

subst.

(1) The provision of the Land Acquisition Act an difficulty only if the acquisition of land is otherwise than by agreement (vide S 23 of the Ryan City Improvement Act) Under S 18 (1) the same Act enables Govt to lay before Minister for acquisition and declaration in terms that stating that the land proposed to be acquired required for a public purpose the publication of a declaration under S 18 deemed to be the publication of declaration under S 6 of the L.A. Act which conclusive as to the nature of the public purpose mentioned therein

2-3) The land is proposed to be acquired for the erection of a Hostel This is a Public purpose and therefore the land could be acquired

Govt. of India
374
26 JULY 1946

Law Secy) 26/7

Serial No

24) The land proposed to be acquired is for the benefit of a hostel which is called the Sri Sivaratreswara Free Boarding Hostel located in Vani Vilas Road, Mysore The first question that arises would be whether this ~~quesxxxx~~ acquisition would be for a "public purpose" Since it is for the benefit of a hostel where stulents are fed freely to help them to pursue their avocations, the request for the acquisition of the land in question deserves to be looked upon as a prayer for the acquisition of the land for a public purpose, but the question is whether the City Improvement Trust Board is to acquire it. Under the City of Mysore Improvement Act acquisitions made by that Board should fall under Section 14 of the Act and can only be made under improvement schemes (Vide Section 15 of the Act) Section 23 of the Act declares that it is only upon the passing of a resolution by the Board that an improvement scheme under Section 14 is necessary in respect of any locality which shall be lawful for any person either generally or specially authorized by the Board in this behalf and for his servants and workmen to do all such acts on or in respect of land in that locality as it would be lawful for an officer duly authorised by Government to act under Section 4(2) of the Land Acquisition Act In the present instance, there is no resolution by the Board that this relates to any

any improvement scheme and that such a scheme deserves to be put into execution as being necessary in respect of the locality. Therefore, the Chairman of the City Improvement Trust Board cannot act as such for and on behalf of the Board. But if he is to act under the Land Acquisition Act it can be under Section 4 thereof as a person specially authorised by Government to acquire the land on its behalf The capacity in which the Chairman of the City Improvement Trust Board is asked to acquire the land requires to be specified to avoid any misconception.

Rev Secy
Hjc

25) MD 29/7

(26) Submit with refee to para 29/7 Inv 20 Supra above

27) The opinion of the Law Section is for perusal. In view of the said opinion a resolution of the Trust Bd appears to be necessary

28) Submit for orders

Rev Secy 3/8/46

29) The Chairman will be informed after Minister for Ed" & PH) 3/8/

Govt of T... FOR REQUISITION Date 5-8-46 No 993

8615

It will not be fair and necessary for acquiring his property under Land Acquisition Act. The hostel authorities may be asked to purchase the land by private negotiations.

8/8/46

8/8/46 Land

Applicant 8/8/

8/8/46

A draft letter is sent up for approval.

16/8

16/8/46

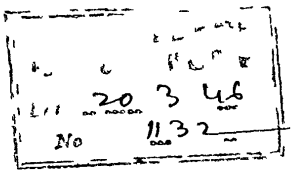
TYPING SECTION
16 AUG 1946
LAW & REV SECTT

The Chairman, C & T Board, Mysore

L 3260 dt 4-9-46

Reports accordingly

B



6892

From

Sri Shivar thri Rajendra Swamigalu,
Veera Gaddige Mutt,
Suthur (Comp) Mysore

To

The Minister for Education & Public Health,
to the Government of Mysore, Bangalore

Sir,

I have the honour to bring to your kind notice that the SRI SIVARATHREESWARA FREE BOARDING HOSTEL, located in the Vanivilas Road, Mysore, is now accomodating about sixty college students Originally it was meant for accomodating about thirty students The hostel is growing in strength year after year and the want of accomodation is being keenly felt As the accomodation in the Maharaja's College Hostel is being very much limited and as there is no other hostel for College students, it has become necessary for this hostel to provide for as many students as possible If the site situated just behind the Sri Sivarathreeswara hostel could be arranged to be acquired by the Government and given to us at a reasonable cost, we shall be glad to put up an extension of the Hostel building and accomodate some more students of the College in this hostel and thus come to the rescue of the Municipal Council in helping to solve this great problem

I, therefore, request that the site referred to may kindly be acquired by the Government and given to us at reasonable cost

Thanking you,

Yours sincere

Shiva Ratna Rajendra Swamiji

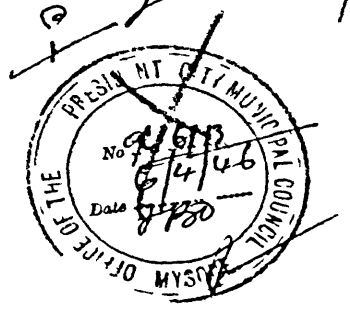
No L 10318 Memo Date 5.4.46

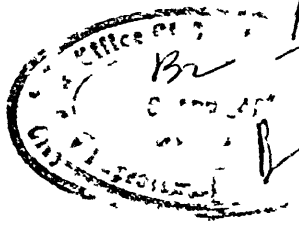
2 pp

Forwarded with Compliments to the President,
City Municipal Council, Mysore, for report very early

By Order

for Secretary to Government
Revenue Department





9154
9/4/46

6/4/46

Memo

B2 C 261/45-46

Forwarded to Sri K.R. Mohalla for
his early report as to the propriety proposed
to be accepted - together with a Plan & Sketch
Sketch of the property

R.Y. Rajan
Secy-Jt Chairman

11/4/46

Submitted

Sri Subbarao the
Nagendra Swamy
wants that the Private
houses in rear of
the existing hostel
to be acquired for
enlarging the hostel
It is for orders whether
the acquisition proceedings
may be taken up, after
the approval of Standing
Committee in the month.

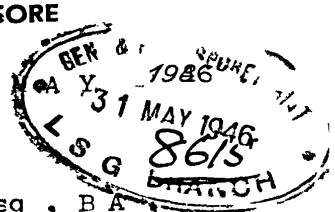
The Applicant has asked to grant the Patta lease of their building in A
Qualification Sketch, but there are no Patta Trees shall are houses
in the rear Side of their building as shown in the Sketch enclosed
Since it is seen from the plan that there are dwelling houses they can be
acquired if need be only for public purposes & not to give for private
parties for orders of Govt whether the proposal for acquiring all properties
Spot inspection is quite essential before anything is to be done
further it comes under
the improvement scheme of
the Municipality

Engr.
11/4/46

OFFICE OF THE CHAIRMAN,
CITY IMPROVEMENT TRUST BOARD,
MYSORE

No B2 C-261/45-46/Enc 1 sketch

Dated 27th MAY 1946



From

R RAMACHANDRA RAO BHOMBORE, Esq , B A ,
Chairman, City Improvement Trust Board,
Mysore

To

J B Mallaradhya, Esq , M A ,
Secretary to the Government of
His Highness the Maharaja of Mysor
Revenue Department, Bangalore

Sir,

Re grant of vacant land situated behind the Sri Sivaratreswara Free Boarding Hostel, located in V V Road, Mysore

---

With reference to your Memo No L 10318/2 Pn dated 5-4-1946 forwarding the petition of Sri Sivarathri Rajendra Swamigalu of Veeragaddige mutt, re the above, I have the honour to state that is is ascertained that the vacant land bears municipal No 1127 and belongs to one Mr R Sundaram Iyer Door No 1153, Bajjanna lane, Chamaraja Mohalla, Mysore The site measures 880 sq yards and is valued at Rs 2/- per sq yard The number of students in the Hostel is said to be increasing and additional accomodation has to be provided Hence the authorities of the Hostel represent that this site is urgently required for the purpose In these circumstnaces I request orders of Government as to whether the vacant land may be acquired for the benefit of the Institution A sketch showing the site asked for is enclosed for kind perusal

I have the honour to be,
Sir,
Your most obedient servant,

R Ramachandra Rao
Chairman

VNP

L/4071

§176 (1) Immediate

To

The Chairman, C.G.T. Board

Tryp

Re:- grant of vacant land situated behind the Sri Sivarattiswara Free Boarding Hostel located in V V Road, Tryp

Sir,

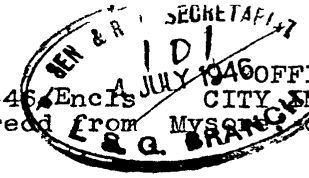
With reference to your letter No B 2-C-261/45-46 dated 27-5-46, I am directed to request you to return immediately, the petitions received from Sri Sivarathri Rajendra Swamigals of Veeravaddige Mutt.

Which were sent to you with this office

memo no L 1036, dated 5-4-66

2) whether there are instances, wherein lands were acquired from out of the funds of the Trust Board, for being granted to such Educational institutions, may also be reported

I have the
10/6
Revenue



No B_2 C-261/45-46/Encls OFFICE OF THE CHAIRMAN,
2 Petns recd from Mysore Govt CITY IMPROVEMENT TRUST BOARD,
dated 29th J u n e 1946

From

R RAMACHANDRA RAO BHOMBORE, Esq , B A ,
Chairman, City Improvement Trust Board,
Mysore

To

J B MALLARADHYA, Esq , M A ,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department, Bangalore

Sir,

Re: Grant of vacant land situated behind the Sri Sivaratreswara Free Boarding Hostel located in Vanivilas Road, Mysore

---

Adverting to your letter No L 14071 dated 17th June re the above, 1946, I have the honour to return herewith the petitions received with your No L 10318 dated 5th April 1946 as desired by you

2 Re free grant of sites to Educational Institutions I write to state that there are instances of free grant of sites by the Trust Board to such institutions

I have the honour to be,
Sir,
Your most obedient servant,

Chairman

HRS.

The Chairman C.I.T. Board Mysore

Sir L3210/Gen/24-26-12 dated 24-26-12

Subj: Grant of vacant land situated behind the Sri Sivaratreswara Free Boarding Hostel located in Vani Vilas Rd, Mysore

---

With reference to the correspondence ending with your letter No B2 C-261/45 dated 17-7-46 on the above subject I am directed to state that it would be fair and necessary for acquiring the land mentioned under the L.A. Act for the above purpose. The hostel authorities may, therefore, be asked

to purchase the land, if
by private negotiation,
returned the draft of the sketch
enclosed herewith
A copy of the petition
is sent herewith for
a suitable endorsement
of the authorities of the
town instead of Gretna

Yours
Rev Sec'y
16/66